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FACSIMILE COVER SHEET

DATE: November 16, 2004

TO: NAME: EXAMINER KIMBERLY S. SMITH

COMPANY: UNITED STATES PATENT OFFICE

FAX NUMBER: 703.872.9306 PHONE NUMBER: _____

CITY: ALEXANDRIA, VIRGINIA

FROM: NAME: JEFFREY PHILLIPS

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NUMBER OF PAGES, INCLUDING COVER: 4 CHARGE NUMBER: 13544.0002.NPUS00

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SUPPLEMENTAL MESSAGE:

Serial No. 10/619,921

Title: "System and Method for Measuring Animals"

Filed: July 15, 2003

Attachment: Response to September 16, 2004, Restriction Requirement

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TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/619,921
Filing Date	July 15, 2003
First Named Inventor	Doyle II, John Conan
Group Art Unit	3644
Examiner Name	Smith, Kimberly

Attorney Docket Number

13544.0002.NPUS00

ENCLOSURES (check all that apply)

- Fee Transmittal Form
 Fee Attached
 Amendment / Reply
 After Final
 Affidavits/declaration(s)
 Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
 Certified Copy of Priority Document(s)
 Response to Missing Parts/ Incomplete Application
 Response to Missing Parts under 37 CFR 1.52 or 1.53

- Assignment Papers (for an Application)
 Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a Provisional Application
 Power of Attorney, Revocation Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD. Number of CD(s) _____

- After Allowance Communication to Group
 Appeal Communication to Board of Appeals and Interferences
 Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s) (please identify below):

Remarks

Response to 9/16/2004 Restriction Requirement

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Howrey Simon Arnold & White, LLP

Signature

Date

November 16, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax no. (703) 872-9306 on this date:

November 16, 2004

Typed or printed name

Jeffrey J. Phillips, #51,125

Signature

Date

November 16, 2004

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Nancy Nolan

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John Conan Doyle II

Group Art Unit: 3644

Serial No.: 10/619,921

Examiner: Smith, Kimberly S.

Confirmation No.: 7148

Atty. Dkt. No.: 13544.0002.NPUS00

Filed: July 15, 2003

For: SYSTEM AND METHOD FOR
MEASURING ANIMALS

RESPONSE TO SEPTEMBER 16, 2004 RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This paper is submitted in response to the Restriction Requirement dated September 16, 2004 for which the date for response was October 16, 2004. Pursuant to 37 C.F.R. § 1.136(a), Applicant petitions for an extension of time of one-month. This one-month extension will bring the due date to November 16, 2004, which is within the six-month statutory period.

The Commissioner is authorized to charge the fee of \$110.00 to Deposit Account No. 01-2508/13544.0002.NPUS00 for a one-month extension of time. Should any additional fees be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/13544.0002.NPUS00.

DM_USA075572.v1

In an effort to move this case along, and in response to the restriction requirement which the Examiner imposed, Assignee elects to prosecute the claims of Group I corresponding to claims 1-33, without traverse.

The Examiner is invited to contact the undersigned attorney at 713.787.1496 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Jeffrey J. Phillips
Reg. No. 51,125
Attorney for Assignee

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Date: November 16, 2004